

01/25/2002
U.S. PTO
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JC973 10/05/960
01/25/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY PATENT
APPLICATION TRANSMITTAL LETTER

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Enclosed for filing is the utility patent application of Ken MATSUOKA, Toshiyuki HIRAI, Minoru HASHIMOTO, and Akihiko KATO for TUNABLE DISPERSION COMPENSATION DEVICE, OPTICAL RECEIVER, AND OPTICAL FIBER COMMUNICATION SYSTEM.

Applicant(s) hereby request(s) that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

Applicant(s) suggest(s) Figure _ for inclusion on the front page of the patent application publication and patent.

Also enclosed are:

15 sheet(s) of formal informal drawing(s);

a claim for foreign priority under 35 U.S.C. §§ 119 and/or 365 is hereby made to 2001-175806 filed in Japan on June 11, 2001 and to 2001-371848 filed in Japan on December 5, 2001;
 in the declaration;

a certified copy of the priority document;

a General Authorization for Petitions for Extensions of Time and Payment of Fees;

an Assignment document and cover sheet;

an Information Disclosure Statement;

a patent application data sheet; and

Other: _____

An executed unexecuted declaration of the inventor(s)
 also is enclosed will follow.

Small entity status is hereby claimed.

Please amend the specification by inserting before the first line the sentence:
-This application claims priority under 35 U.S.C. §§ 119 and/or 365 to _
filed in _ on _; the entire content of which is hereby incorporated by
reference.--

Please amend the specification by inserting before the first line the sentence:



21839

(10/01)

—This application claims priority under 35 U.S.C. § 119 to U.S. Provisional Application No. entitled and filed on , the entire content of which is hereby incorporated by reference.—.

Please amend the specification by inserting before the first line the sentence:
--This application is a continuation of International Application No. _____ filed on ___,
which International Application [] was [] was not published by the International
Bureau in English on _____.
 The filing fee has been calculated as follows [] and in accordance with the enclosed
preliminary amendment:

C L A I M S				
	NO. OF CLAIMS		EXTRA CLAIMS	RATE
Basic Application Fee				\$740.00 (101)
Total Claims	24	MINUS 20 =	4	× \$18.00 (103) =
Independent Claims	4	MINUS 3 =	1	× \$84.00 (102) =
If multiple dependent claims are presented, add \$280.00 (104)				-0-
Total Application Fee				\$896.00
If small entity status is claimed, subtract 50% of Total Application Fee				-0-
Add Assignment Recording Fee \$40.00 (581) if Assignment document is enclosed				\$ 40.00
TOTAL APPLICATION FEE DUE				\$936.00

This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.

A check in the amount of \$ 936.00 is enclosed for the fee due.

Charge \$ _____ to Deposit Account No. 02-4800 for the fee due.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Please address all correspondence concerning the present application to:

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Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: January 25, 2002

By:

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